

ELLIOTT & ELLIOTT, P.A.

ATTORNEYS AT LAW

1508 Lady Street  
COLUMBIA, SOUTH CAROLINA 29201  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

SCOTT ELLIOTT

TELEPHONE (803) 771-0555  
FACSIMILE (803) 771-8010

April 18, 2013

**VIA ELECTRONIC MAIL**

Jocelyn D. Boyd, Esquire  
Chief Clerk and Administrator  
South Carolina Public Service Commission  
101 Executive Center Drive  
Columbia, SC 29210

RE: Application of 365 Wireless, LLC for a Certificate of Public Convenience  
and Necessity to Provide Interexchange and Local Exchange Telecommunications  
Services Docket No. 2013-77-C

Dear Ms. Boyd:

I have attached for filing the Affidavits of Publication of the Revised Notice of Filing and Hearing which were published in The State Newspaper, the Florence Morning News, the Greenville Times, and the Post and Courier in the above-referenced docket.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Elliott & Elliott, P.A.



Scott Elliott

SE/mjl  
Enclosures

cc: Courtney D. Edwards, Esquire  
Glenn Messner (via email)

THE STATE MEDIA CO., INC.  
Columbia, South Carolina  
publisher of

**The State**

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

Personally appeared before me, Emily Fernandez, Project & Support Supervisor  
of THE STATE, and makes oath that the advertisement,

Revised Notice of Filing and Hearing: Docket# 2013-77-C Application of 365  
Wireless LLC for a Certificate of Public Convenience and Necessity to Provide  
Interexchange and Local Exchange Telecommunications Services and for  
Alternative and Flexible Regulations

was inserted in THE STATE, a daily newspaper of general circulation published in  
the City of Columbia, State and County aforesaid, in the issue(s) of

April 8, 2013

*Emily Fernandez*

Subscribed and sworn to before me

on this day April 9, 2013

*Adelene L. Lusk*

Notary Public

My commission expires  
January 20, 2014

*"Errors- the liability of the publisher on account of errors in  
or omissions from any advertisement will in no way exceed  
the amount of the charge for the space occupied by the item in  
error, and then only for the first incorrect insertion."*

PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA CLERK'S OFFICE

**REVISED NOTICE  
OF FILING AND  
HEARING**

DOCKET NO. 2013-77-C

Application of 365 Wireless, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Alternative and Flexible Regulations. 365 Wireless, LLC ("365" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity to provide resold and facilities based local exchange and interexchange telecommunications services in the State of South Carolina. Pursuant to S.C. Code Ann. § 58-9-280(B) and Section 253 of the Telecommunications Act of 1996, as amended by Act No. 354, the Applicant requests for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 1998-165 in Docket No. 1997-467-C; and for its interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C. The Applicant intends to offer interexchange services to business customers throughout the state. The Applicant intends to provide local exchange service to customers located in non-rural local exchange carriers' service areas of South Carolina.

A copy of the Company's application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2013-77-C. Additionally, a copy of the application is available from the company's representative Scott Elliott, Esquire, Elliott & Elliott, P.A., 1508 Lady Street, Columbia, South Carolina, 29201.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on Monday, June 03, 2013, at 10:00 a.m., before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with

the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before Monday, May 06, 2013, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. Please refer to Docket No. 2013-77-C.

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before Monday, May 06, 2013, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2013-77-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before Monday, May 06, 2013. Please refer to Docket No. 2013-77-C.

PLEASE TAKE NOTICE that any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing. Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).

R

RECEIVED APR 11 2013  
MJC

# Carolina Publishing

## Advertising Affidavit

P.O Box 100528  
Florence, SC 29501  
(843) 317-6397

Account Number

2239923

Date

April 09, 2013

ELLIOTT & ELLIOTT, P.A.  
1508 LADY STREET  
COLUMBIA, SC 29201

Date	Category	Description	Ad Size	Total Cost
04/15/2013	Legal Notices	PUBLIC SERVICE COMMISSION OF SOUTH CARO	1 x 109 L	248.49

### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

#### CLERK'S OFFICE

#### REVISED NOTICE OF FILING AND HEARING

#### DOCKET NO. 2013-77-C

Application of 365 Wireless, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Alternative and Flexible Regulations

365 Wireless, LLC ("365" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity to provide resold and facilities based local exchange and interexchange telecommunications services in the State of South Carolina. Pursuant to S.C. Code Ann. § 58-9-280(B) and Section 253 of the Telecommunications Act of 1996, as amended by Act No. 354, the Applicant requests for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 1998-165 in Docket No. 1997-467-C; and for its interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C. The Applicant intends to offer interexchange services to business customers throughout the state. The Applicant intends to provide local exchange service to customers located in non-rural local exchange carriers' service areas of South Carolina.

A copy of the Company's application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2013-77-C. Additionally, a copy of the application is available from the Company's representative Scott Elliott, Esquire, Elliott & Elliott, P.A., 1508 Lady Street, Columbia, South Carolina, 29201.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on Monday, June 03, 2013, at 10:00 a.m., before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

### Publisher of the Morning News

This is to certify that the attached PUBLIC SERVICE COMMISSION was published in the Morning News in the City of Florence, state of South Carolina on the following dates:

04/09/2013

The First insertion being given ... 04/09/2013

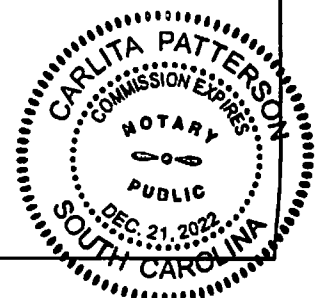
Newspaper reference: 0000601748

Sworn to and subscribed before me this

4/9/13  
  
Notary Public

  
Supervisor

State of South Carolina  
My Commission expires December 21, 2022



A BILL. PLEASE PAY FROM INVOICE. THANK YOU

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **Monday, May 06, 2013**, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. Please refer to **Docket No. 2013-77-C**.

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before Monday, May 06, 2013, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2013-77-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **Monday, May 06, 2013**. Please refer to **Docket No. 2013-77-C**.

**PLEASE TAKE NOTICE** that any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).

RECEIVED APR 11 2013





# The Greenville News

greenvilleonline.com

## AFFIDAVIT

I, Susan Mullinas, being the Advertising  
Sales Agent for Gannett, Inc., do hereby testify that the attached advertisement  
was published in the Legal/Classified section on the following dates:

April 6, 2013

The Greenville News and/or The Tribune Times

Susan Mullinas  
Sales Agent for Gannett, Inc.

Carlotta G. Bell

Carlotta G. Bell  
Notary Public for the State of South Carolina  
My Commission Expires July 22, 2020



4780396  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

CLERK'S OFFICE

## REVISED NOTICE OF FILING AND HEARING

DOCKET NO. 2013-77-C

Application of 365 Wireless, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Alternative and Flexible Regulations

365 Wireless, LLC ("365" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity to provide resold and facilities based local exchange and interexchange telecommunications services in the State of South Carolina. Pursuant to S.C. Code Ann. § 8-9-280(B) and Section 253 of the Telecommunications Act of 1996, as amended by Act No. 354, the Applicant requests for local service offerings to be regulated in accordance with procedures authorized for New South Communications in Order No. 1998-165 in Docket No. 1997-467-C; and for its interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order No. 1999-199 and 1999-205 in Docket No. 1999-661-C. The Applicant intends to offer interexchange services to business customers throughout the state. The Applicant intends to provide local exchange service to customers located in non-rural local exchange carriers' service areas of South Carolina.

A copy of the Company's application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2013-77-C. Additionally, a copy of the application is available from the Company's representative Scott Elstad, Esquire, Elliott & Elliott, P.A., 1508 Lady Street, Columbia, South Carolina, 29201.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on Monday, June 03, 2013, at 10:00 a.m., before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 8-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before Monday, May 06, 2013, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. Please refer to Docket No. 2013-77-C.

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before Monday, May 06, 2013, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2013-77-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before Monday, May 06, 2013. Please refer to Docket No. 2013-77-C.

PLEASE TAKE NOTICE that any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 696-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).

4/4/13

ELLIOTT & ELLIOTT PA  
1508 LADY  
COLUMBIA SC 29201

Attn: Mary Jo LaPrade

## AFFIDAVIT OF PUBLICATION

# The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

04/08/13 Mon PC  
04/08/13 Mon CNW

at a cost of \$168.81  
Account# 104013  
Order# 951766  
P.O. Number: 2013-77-C

Subscribed and sworn to before  
me this 9th day  
of April  
A.D. 2013

K. Eddings  
advertising clerk

NOTARY PUBLIC, SC  
My commission expires



### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

#### CLERK'S OFFICE

#### REVISED NOTICE OF FILING AND HEARING

DOCKET NO. 2013-77-C

Application of 365 Wireless, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for Alternative and Flexible Regulations

365 Wireless, LLC ("365" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity to provide resold and facilities based local exchange and interexchange telecommunications services in the State of South Carolina. Pursuant to S.C. Code Ann. § 58-9-280(B) and Section 253 of the Telecommunications Act of 1996, as amended by Act No. 354, the Applicant requests for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 1998-165 in Docket No. 1997-467-C, and for its interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C. The Applicant intends to offer interexchange services to business customers throughout the state. The Applicant intends to provide local exchange service to customers located in non-rural local exchange carriers' service areas of South Carolina.

A copy of the Company's application can be found on the Commission's website at [www.pscsc.gov](http://www.pscsc.gov) under Docket No. 2013-77-C. Additionally, a copy of the application is available from the Company's representative Scott Elliott, Esquire, Elliott & Elliott, P.A., 1508 Lady Street, Columbia, South Carolina, 29201.

**PLEASE TAKE NOTICE** that a hearing on the above matter has been scheduled to begin on **Monday, June 03, 2013, at 10:00 a.m.**, before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

**PLEASE BE ADVISED** that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **Monday, May 06, 2013**, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. **Please refer to Docket No. 2013-77-C.**

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before **Monday, May 06, 2013**, and indicate the amount of time required to address the Commission. **Please refer to Docket No. 2013-77-C.**

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **Monday, May 06, 2013**. **Please refer to Docket No. 2013-77-C.**

**PLEASE TAKE NOTICE** that any person who wishes to have his or her comments considered as part of the official record of this proceeding



100-44113

Person seeking information  
present in person for information  
mission during the hearing.  
about the Commission's  
procedures should contact the  
Commission at (800) 675-5100  
or visit its website at  
www.uscc.gov.  
44113

RECEIVED APR 10 2013

## CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P.A. does hereby certify that she has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them in the United States mail, by regular mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below:

RE: Application of 365 Wireless, LLC for a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 98-165 in Docket No. 97-467-C; and for interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 95-1734 and 96-55 in Docket No. 95-661-C.

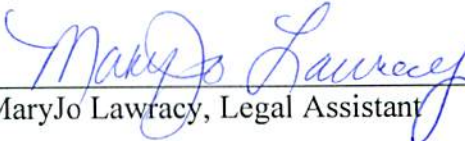
DOCKET NO.: 2013-77 -C

PARTIES SERVED: Courtney D. Edwards, Esquire  
Office of Regulatory Staff  
1401 Main Street, Suite 900  
Columbia, SC 29201

Margaret M. Fox, Esquire  
M. John Bowen, Jr., Esquire  
McNair Law Firm  
Post Office Box 11390  
Columbia, SC 29211

PLEADING: Affidavits of Publication of Revised Notice of Filing and Hearing

April 18, 2013

  
\_\_\_\_\_  
MaryJo Lawracy, Legal Assistant